

THE HONORABLE ROBERT S. LASNIK

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

HTC Corporation and HTC America, Inc.

Plaintiffs,

v.

Telefonaktiebolaget LM Ericsson and Ericsson
Inc.,

Defendants.

CASE NO.: 2:17-cv-00534

**STIPULATED MOTION AND
~~PROPOSED~~ ORDER APPROVING
ACCEPTANCE OF SERVICE OF
SUMMONS AND EXTENSION OF
TIME TO RESPOND TO
COMPLAINT**

NOTE ON MOTION CALENDAR:
April 27, 2017

STIPULATED MOTION AND ~~PROPOSED~~
ORDER APPROVING ACCEPTANCE OF
SERVICE OF SUMMONS AND EXTENSION
TO RESPOND TO COMPLAINT
2:17-cv-00534

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1 Plaintiffs HTC Corporation and HTC America, Inc. (collectively, HTC) and Defendants
2 Telefonaktiebolaget LM Ericsson and Ericsson Inc., (together, Ericsson) hereby stipulate:

3 WHEREAS, on April 6, 2017, HTC filed a complaint in this action, which alleges breach
4 of contract, breach of the covenant of good faith and fair dealing, and promissory estoppel
5 (Complaint);

6 WHEREAS, on April 7, 2017, HTC effectuated service of summons on Ericsson Inc.,
7 through its agent of service Capitol Corporate Service Inc, RA;

8 WHEREAS, Defendant Telefonaktiebolaget LM Ericsson is a foreign entity that has not
9 been served with process;

10 WHEREAS, the parties to this stipulation seek to resolve issues of service and establish a
11 single date for both Defendants to respond to HTC's Complaint.

12 NOW THEREFORE, the parties to this stipulation agree, subject to the Court's approval,
13 as follows:

14 1. Telefonaktiebolaget LM Ericsson will waive service of summons in this matter
15 and will move, answer, or otherwise respond to HTC's complaint on or before July 27, 2017.

16 2. Ericsson Inc.'s deadline to move, answer, or otherwise respond to the Complaint
17 is extended to July 27, 2017

18 3. By entering this stipulation, no party is waiving any argument, right or defense,
19 except as to issues related to service of summons.

20 Dated: April 27, 2017

s/ James C. Yoon

James C. Yoon, *Admitted Pro Hac Vice*

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*Attorneys for Plaintiffs HTC Corporation and
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1 Dated: April 27, 2017

s/ Steven J. Pollinger

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10 *Attorneys for Defendants Telefonaktiebolaget*

11 *LM Ericsson and Ericsson Inc.*

~~PROPOSED~~ ORDER

GOOD CAUSE HAVING BEEN SHOWN, it is hereby ordered that:

1. Telefonaktiebolaget LM Ericsson waives service of summons in this matter and will move, answer, or otherwise respond to HTC's complaint on or before July 27, 2017.
2. Ericsson Inc.'s deadline to move, answer, or otherwise respond to the Complaint is extended to July 27, 2017.
3. Nothing in this Order shall be construed as a waiver of any argument, right or defense of any party, except as to issues related to service of summons.

IT IS SO ORDERED.

Dated this 2nd day of May, 2017.


HONORABLE ROBERT S. LASNIK
UNITED STATES DISTRICT JUDGE

Presented by:

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